



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): T. TOJO, et al.

Serial No.: 10/073,186

Filed: February 13, 2002

For: COLOR CATHODE RAY TUBE HAVING AN IMPROVED ELECTRON GUN

Group: 2879

Examiner: Michael Henry DAY

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TERMINAL DISCLAIMER

OFFICE OF THE SPECIAL
PROGRAMS EXAMINER

Assistant Commissioner for Patents
Washington, D.C. 20231

October 15, 2002

Sir:

Hitachi, Ltd. and Hitachi Device Engineering Co., Ltd., corporations under the laws of Japan, located at 6, Kanda Surugadai 4-chome, Chiyoda-ku, Tokyo 100, Japan and 3681, Hayano Mobara-shi, Chiba-ken, Japan, are the sole owners in entire interest in and to U.S. Application Serial No. 10/073,186, filed February 13, 2002, for COLOR CATHODE RAY TUBE HAVING AN IMPROVED ELECTRON GUN, by virtue of Assignment recorded in the U.S. Patent and Trademark Office on October 30, 1998, under Reel 9559, Frame 0687, in connection with application Serial No. 09/182,437, filed October 30, 1998, now U.S. Patent No. 6,144,151 and the continuation application thereof application Serial No. 09/702,654, filed November 1, 2000, now U.S. Patent No. 6,348,759.

Hitachi, Ltd. and Hitachi Device Engineering Co., Ltd., hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer of U.S. Patent

No. 6,144,151, issued November 7, 2000, and U.S. Patent No. 6,348,759 issued February 19, 2002 and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such time that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,144,151 and U.S. Patent No. 6,348,789; this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors and assigns.

In making the above disclaimer, Hitachi, Ltd. and Hitachi Device Engineering Col, Ltd. do not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § U.S.C. 154 and 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,144,151 and U.S. Patent No. 6,348,759 in the event that U.S. Patent no. 6,144,151 and U.S. Patent No. 6,348,759 later: expired for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.312, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its full statutory term, as presently shortened by any terminal disclaimer.

The undersigned, (Melvin Kraus, the attorney of record), is empowered to act on behalf of the assignees, i.e. Hitachi, Ltd. and Hitachi Device Engineering Col, Ltd. for execution and submission of this Terminal Disclaimer. Further, on behalf of the assignees, the evidentiary document has been reviewed and it is certified that, to the best of assignees' knowledge and belief, title is in the assignees seeking to take action.

The undersigned hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge

that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: _____

10/15/02

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